

Customer No. 28880

Confirmation No. 4378

PTO/SB/21 (03-03)

Approved for use through 04/30/2003 (OMB 0651-0031)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/940,165	
	Filing Date	August 27, 2001	
	First Named Inventor	David B. MacLean	
	Art Unit	1617	
	Examiner Name	San Ming R. Hui	
Total Number of Pages in This Submission	9	Attorney Docket Number	PC10616A

**RECEIVED
CENTRAL FAX CENTER****AUG 31 2004**

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Todd M. Crissey Reg. No. 37,807
Signature	<i>Todd M. Crissey</i>
Date	August 31, 2004

CERTIFICATE OF TRANSMISSION/MAILINGI hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date **August 31, 2004**

Typed or printed	Cindy Malocha	Date	8-31-04
Signature	<i>Cindy Malocha</i>		

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

USPTO Fax No. 703-872-9306

BEST AVAILABLE COPY

Aug-31-2004 11:53am From-

T-444 P.002 F-717

Attorney Docket No. PC10616A
Application No. 09/940,165

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 31 day of August 2004.

By

Cindy Malocha
(Signature of person transmitting/mailing)
Cindy Malocha

(Typed or printed name of person)

RECEIVED
CENTRAL FAX CENTER

AUG 31 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David B. MacLean Examiner: San Ming R. Hui
Application No.: 09/940,165 Art Unit: 1617
Filing Date: August 27, 2001 Confirmation No.: 4378
Title: Intermittent Administration of a Growth Hormone Secretagogue

AMENDMENT AND RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a response to the Office Action dated June 22, 2004.

Amendments to the Claims are reflected in the listing of the claims, which begin on page 2 of this paper.

Remarks begin on page 6 of this paper.

BEST AVAILABLE COPY